

REMARKS

Applicant has carefully reviewed the Application in light of the Final Office Action mailed January 12, 2005 ("Final Office Action") and the Advisory Action mailed April 5, 2005 ("Advisory Action"). Claims 1-10 are pending in the Application. In the Final Office Action, the Examiner rejected Claims 1-10. Applicant has amended Claims 1, 2, and 6 and added Claims 11-21, without prejudice or disclaimer. Applicant submits that no new matter has been added with these amendments and additions. As described below, Applicant believes all claims to be allowable over the cited reference. Therefore, Applicant respectfully requests reconsideration and full allowance of all pending claims.

Section 102 Rejection

The Examiner rejects Claims 1-2, 4-6, and 8-10 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,163,097 issued to Pegg (hereinafter "*Pegg*"). Applicant respectfully requests reconsideration of this rejection of the above-mentioned claims because *Pegg* does not disclose, teach, or suggest, either expressly or inherently, each and every element of the claims.

Applicant amends Claim 1 and respectfully submits that *Pegg* does not disclose, teach, or suggest each limitation of the amended Claim 1. For example, *Pegg* does not disclose, teach, or suggest "selecting a table key value in an encryption selection table based on an index that is a function of a periodic key value and a public variable key value." Additionally, *Pegg* does not disclose, teach, or suggest "encrypting the data message using the encryption method associated with the table key value." For at least these reasons, *Pegg* does not disclose, teach, or suggest each limitation of Applicant's Claim 1. Accordingly, Applicant respectfully requests reconsideration and allowance of Claim 1 together with its dependents.

In the Advisory Action, the Examiner stated that previously presented Claim 6 raised new issues that would require further search and consideration. Applicant respectfully requests that the Examiner consider the amendments made to Claim 6. For the convenience of the Examiner, the amendment made to Claim 6 in Response to the Final Office Action, in addition to another amendment, is repeated herein.

Applicant amends Claim 6 and respectfully submits that *Pegg* does not disclose, teach, or suggest each limitation of the amended Claim 6. For example, *Pegg* does not disclose, teach, or suggest “an encryption selection table accessible using a key value, the encryption selection table specifying at least one of the plurality of encryption programs associated with each key value.” Additionally, *Pegg* does not disclose, teach, or suggest “a communication interface operable to transmit the encrypted message to the user of the device, the encrypted message encrypted using the at least one encryption program specified in the encryption selection table.” For at least these reasons, *Pegg* does not disclose, teach, or suggest each limitation of Applicant’s Claim 6. Accordingly, Applicant respectfully requests reconsideration and allowance of Claim 6 together with its dependents.

Section 103 Rejection

The Examiner rejects Claims 3 and 7 under 35 U.S.C. §103(a) as being unpatentable over *Pegg*. Applicant respectfully requests reconsideration and allowance of Claims 3 and 7. Claims 3 and 7 depend from independent Claims 1 and 6, respectively, which Applicant submits have been shown above to be allowable. Since Claims 3 and 7 incorporate the limitations of their respective independent claims, Claims 3 and 7 are allowable for at least this reason.

New Claims

Applicant adds new Claims 11-21, which are fully supported by the specification of the present Application as originally filed. Claims 11-14 depend from amended Claim 1, which Applicant submits has been shown above to be allowable. Since Claims 11-14 incorporate limitations of their independent claim, Claim 11-14 are allowable for at least this reason. Thus, Applicant respectfully requests consideration and allowance of new Claims 11-14.

Claim 15 includes “calculating an index from the public variable key value and the periodic key values using a pre-determined mathematical function” and “selecting a table key value in the encryption selection table based on the calculated index that is a function of the periodic key value and the public variable key value.” *Pegg* does not disclose, teach, or

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suggest these limitations. Claims 16-21 incorporate limitations of their independent claim and are allowable for at least this reason. Accordingly, Applicant respectfully requests consideration and allowance of new Claims 15-21.

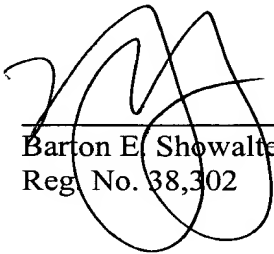
CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicant respectfully requests full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Barton Showalter, Attorney for Applicant, at the Examiner's convenience at (214) 953-6509.

Applicant submits herewith a combined check in the amount of \$840.00 (\$790.00 is to satisfy the request for continued examination fee of 37 C.F.R. §1.17(e)) and \$50.00 is for the cost of one additional new claim. Applicant also submits herewith a check in the amount of \$120.00 to cover the cost of the One-Month Extension of Time fee. If this is not correct, the Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts, L.L.P.

Respectfully submitted,
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